

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Stephen V. Burakoff et al.
Serial No.: 10/035,966
Confirmation No.: 3768
Filed: November 9, 2001
For: OBTAINING CONSENT FOR ELECTRONIC DELIVERY OF
COMPLIANCE INFORMATION
Examiner: S. M. Chandler
Art Unit: 3693

Certificate of Electronic Filing Under 37 CFR 1.8
I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4).

Dated: 6-4-09

Signature:  (Belina A. Andriolo)

RESPONSE TO ELECTION OF SPECIES REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Madam:

This paper is submitted in response to the election of species requirement mailed March 4, 2009.

Initially, the undersigned thanks Examiner Chandler for the courtesies extended in speaking about the election of species requirement via telephone on June 3, 2009. The substance of that conversation is summarized herein.

During the conversation, the Examiner clarified that Applicant was to elect one species within each of Groups A-E for continued prosecution. Applicant hereby elects species 1 within Group A (encompassing claims 119 and 226), species 1 within Group B (encompassing claims 122 and 230), species 1 within Group C (encompassing claims 202 and 239), species 4 within Group D

(encompassing claims 220, 248 and 251), and species 2 within Group E (encompassing claims 210 and 247).

This election is made without traverse. As the Office Action notes, upon the allowance of a generic claim, Applicant will be entitled to consideration of claims to additional species which depend from or otherwise require all of the limitations of an allowable generic claim.

An action on the merits of all of the claims and a Notice of Allowance is respectfully requested. Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 23/2825 under Docket No. N0389.70006US00 from which the undersigned is authorized to draw.

Dated: 6-4-09

Respectfully submitted,

By Randy J. Pritzker
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